

ASSEMBLY BILL

No. 1151

Introduced by Assembly Member Santiago

February 27, 2015

An act to amend Section 22659 of the Vehicle Code, relating to vehicles.

LEGISLATIVE COUNSEL'S DIGEST

AB 1151, as introduced, Santiago. Vehicles: removal.

Existing law authorizes and specifies the circumstances under which an officer of the California Highway Patrol or a specified person authorized by a state agency may cause the removal of a vehicle from property owned or leased by the state and in the possession of the agency, or from the property of a district agricultural association. Existing law authorizes those persons to cause that removal to the nearest public garage after giving notice to the city police or county sheriff, as appropriate. Existing law also requires those persons to give notice to the registered and legal owners of the vehicle, or the Department of Justice, and the owner of a garage in which the vehicle is stored, as specified.

This bill would make technical, nonsubstantive changes to those provisions.

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 22659 of the Vehicle Code is amended
2 to read:

1 22659. ~~Any~~-(a) A peace officer of the Department of the
2 California Highway Patrol or ~~any~~ a person duly authorized by the
3 state agency in possession of property owned by the state, or rented
4 or leased from others by the state and any peace officer of the
5 Department of the California Highway Patrol providing policing
6 services to property of a district agricultural association may,
7 subsequent to giving notice to the city police or county sheriff,
8 whichever is appropriate, cause the removal of a vehicle from the
9 property to the nearest public garage, under any of the following
10 circumstances:

11 ~~(a) When the~~

12 (1) *The* vehicle is illegally parked in ~~locations~~ a *location* where
13 signs are posted giving notice of violation and removal.

14 ~~(b) When an~~

15 (2) *An* officer arrests any person driving or in control of ~~a~~ *the*
16 vehicle for an alleged offense and the officer is by this code or
17 other law required to take the person arrested before a magistrate
18 without unnecessary delay.

19 ~~(c) When any~~

20 (3) *The* vehicle is found upon the property and report has
21 previously been made that the vehicle has been stolen or complaint
22 has been filed and a warrant thereon issued charging that the
23 vehicle has been embezzled.

24 ~~(d) When the~~

25 (4) *The* person or persons in charge of ~~a~~ *the* vehicle upon the
26 property are by reason of physical injuries or illness incapacitated
27 to that extent as to be unable to provide for its custody or removal.

28 ~~The~~

29 (b) *The* person causing removal of the vehicle shall comply
30 with the requirements of Sections 22852 and 22853 relating to
31 notice.